

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:)
)
Jonnie R. WILLIAMS)
)
Serial No.: 09/668,144) Group Art Unit: 1731
)
Filed: September 25, 2000) Examiner: Colaianni, M.
)
For: IMPROVED METHOD OF TREATING) Atty. Dkt. No.: 04859.00006
TOBACCO TO REDUCE NITROSAMINE)
CONTENT, AND PRODUCTS PRODUCED)
THEREBY)

#31/2

RECEIVED
MAY - 2 2001
TECHNOLOGY CENTER 1700

PETITION TO MAKE SPECIAL UNDER 37 C.F.R. § 1.102(d)

Assistant Commissioner for Patents
Washington, D.C. 20231

Sir:

Applicant hereby petitions the Commissioner to make this application special under 37 C.F.R. §1.102(d) and under the guidelines of M.P.E.P. §708.02(VIII).

A Petition to Make Special was filed, and granted, in allowed parent application Serial No. 09/397,018. It is respectfully submitted that the present petition should be granted at least for the same reasons that the petition was granted in the parent application.

Specifically, a pre-examination search was conducted at the U.S. Patent and Trademark Office by James H. Knebel, a registered patent attorney and professional searcher who has a place of business at 4615 Tapestry Drive, Fairfax, Virginia 22032-3916. The search was conducted in the following classes and subclasses: 131/290, 292-304, 309, 310, 326, 347, and 352; 432/500; and 435/267. For each of these classes and subclasses, U.S. Patents were searched. The integrity of the search files was verified in the following classes and subclasses: 131/290, 296, 297, 300, 302, and 303; and 432/500.

In addition, an on-line literature search was conducted by Suzanne Elsoffer, a professional searcher who has a place of business at 194 Posnegansett Avenue, Warnick, Rhode

Island, 02888. Sources for the on-line literature search were (1) Chemical Abstracts; (2) AGRICOLA; (3) CABA (Commonwealth Agricultural Bureaux); and (4) Conference Papers Index.

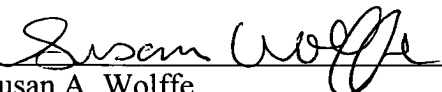
Further, prior art searches were performed by Examiners Ruller and Colaianne in allowed parent application Serial No. 09/397,018. The allowed claims in that application, like the claims in the subject application, are directed to a process of substantially preventing the formation of at least one nitrosamine in tobacco.

A check in the amount of \$130.00 for the Petition fee required under 37 C.F.R. §1.17(i)(2) is attached, as well as a supportive Information Disclosure Statement, including a completed form PTO-1449. If an additional fee is due or if an overpayment of fees is made, please charge or credit any difference to our Deposit Account No. 19-0733 as appropriate.

Applicant submits that the present Petition satisfies the guidelines set forth in M.P.E.P. §708.02(VIII). Applicant requests that the Petition be granted and the application be examined substantively.

Respectfully submitted,

Date: September 25, 2000

By: 
Susan A. Wolffe
Registration No. 33,568

BANNER & WITCOFF, LTD.
Eleventh Floor
1001 G Street, N.W.
Washington, DC 20001-4597
(202) 508-9100

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:

Jonnie R. WILLIAMS

Serial No.: 09/668,144

Filed: September 25, 2000

For: IMPROVED METHOD OF TREATING
TOBACCO TO REDUCE NITROSAMINE
CONTENT, AND PRODUCTS PRODUCED
THEREBY

Attn: Director, Technology Center 1700

Group Art Unit: 1731

Examiner: Colaianni, M.

Atty. Dkt. No.: 04859.00006

**RESUBMISSION OF PETITION TO MAKE SPECIAL AND
SUPPORTING INFORMATION DISCLOSURE STATEMENT**

Assistant Commissioner for Patents
Washington, D.C. 20231

Sir:

Applicant submitted a Petition to Make Special and supporting Information Disclosure Statement together with the filing of the above-captioned application on September 25, 2000. Apparently, that submission never was matched with the subject application. Attached hereto are copies of the Petition and Information Disclosure Statement, which have been amended to include the application Serial Number and the correct attorney docket number, but otherwise are identical to the September 25, 2000 submission. Also enclosed is a copy of the date-stamped post card showing receipt of the Petition, Information Disclosure Statement, and a check in the amount of \$130.00 for the Petition. It is believed that no additional fee is due. However, the Commissioner is authorized to charge or credit our Deposit Account No. 19-0733 as appropriate.

Respectfully submitted,

Date: May 2, 2001

By: Susan A. Wolffe
Susan A. Wolffe
Registration No. 33,568

BANNER & WITCOFF, LTD.
Eleventh Floor
1001 G Street, N.W.
Washington, DC 20001-4597
(202) 508-9100

TECHNOLOGY CENTER 1700

MAY - 2 2001

RECEIVED

Patent/Design

☒ HAND CARRY Group/Section

☒ PATENT ☐ DESIGN

Serial No. not assigned B&W # 4859.00006 Bldg _____ Rm _____
 Inventor Williams Atty/Sec SAW/PMR/ms Date 9-25-00
 Client Star Scientific

Title Improved Method of Treating Tobacco ...and products Produced Thereby
 The following has been received in the U.S. Patent and Trademark Office on the date stamped hereon:

☐ total pp Spec., including : # of Claims _____
 (# of independent claims _____); ☐ Abstract
☐ Foreign Priority on _____ Country, Appl. # and Date

☐ Priority on U.S. Prov. _____ B&W# _____
☒ Application : ☐ CIP ☒ Continuation ☐ Divisional
 Parent Ser. No. 09/397,018 B&W# 4859.84703

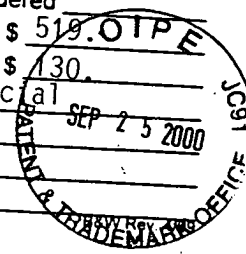
☐ Provisional App _____ pp Spec/Cims; Cover Sht.
☐ Declaration/PoA : ☐ Executed ☐ Unexecuted
☒ Drawings : ☐ Formal ☒ Informal
 # of distinct sheets 1 DUCKETED

☐ Assignment w/PTO Cover Sheet
☐ Small Entity Declaration
☒ IDS w/PTO 1449 ☐ Prior Art ☒ w/fee
☒ Preliminary Amendment

☐ Response : Missing Parts dtd _____
☐ Request for Expedited Foreign Filing License
☐ Request for Corrected Filing Receipt

☐ Claim for Priority w/Priority Doc _____ Country, Appl. # and Date
☐ Petition for Extension til _____
☐ Amendment ☐ Response : OA dtd _____
☐ Request for Approval of Drawing Changes
☐ CPA Request ☐ w/Ext of Time : OA dtd _____
☐ Notice of Appeal & Fee
☐ Brief : ☐ Appeal & Fee ☐ Reply
☐ Request for Oral Hearing
☐ Issue Fee : Allowance dtd _____
☐ Advance Patent Copies : # ordered _____
☒ Check # 155422 for \$ 519.00
☒ Check # 155421 for \$ 130.
☒ Petition to Make Special

SEP 25 2000



BANNER & WITCOFF, LTD.

155421

DATE	INVOICE NO.	DESCRIPTION	AMOUNT
09/25/00	51537	Petition - Make Special 159 04859 00006	130.00
COMMISSIONER OF PATENTS AND TRADEM			130.00